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Frank C. Eisenschenk, Ph.D., Patent Attorney

ELECTION UNDER 35 USC §121
Examining Group 1637
Patent Application
Docket No. BB-126
Serial No. 10/521,935

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Cynthia B. Wilder, Ph.D.
Art Unit : 1637
Applicants : Bruno Stuhlmüller, Thomas Haeupl, Olaf Kiesslich, Gerd-Rüdiger Burmester
Serial No. : 10/521,935
Filed : January 24, 2005
Confirm. No. : 2083
For : Nucleic Acid Array Consisting of Selective Monocytic Macrophagic Genes

MS AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION UNDER 35 USC §121

Sir:

Applicants request that the period for response be extended one month through and including December 4, 2007, the fees for which have been paid at the time this Election was filed.

In response to the written restriction requirement dated October 4, 2007, Applicants hereby elect with traverse to prosecute the Group I claims, e.g., claims 1-9, drawn to an array of oligo probes. Applicants further elect the following ten (10) genes:

201400_at
202737_s_at
203825_at
206206_at
209480_at
211654_x_at
213831_at
218123_at
218831_s_at
219714_s_at

A Preliminary Amendment is being submitted with this Election. Claims 1-9 and 32 read on the elected invention.

The Commissioner is hereby authorized to charge any fees under 37 CFR §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,



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FCE/mv
Attachment: Preliminary Amendment